

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GUY T. MITCHELL and
ROYAL PALM SENIOR INVESTORS, LLC,

Plaintiffs,

v.

CARBON CAPITAL II, INC.,

Defendant.
-----x

BARBARA S. JONES
UNITED STATES DISTRICT JUDGE

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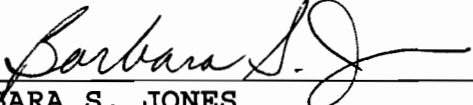
08 Cv. 4319 (BSJ)

Order

In an opinion dated July 7, 2009, this Court granted Defendant Carbon Capital II, Inc.'s ("Carbon II") motion to dismiss and its motion for summary judgment on its counterclaims against Plaintiffs Guy T. Mitchell ("Mitchell") and Royal Palm Senior Investors, LLC ("Royal Palm").

Having reviewed Carbon II's submissions in support of their motion for supplemental judgment, it is hereby ordered that Carbon II have judgment against Plaintiffs Mitchell and Royal Palm in the total amount of \$52,605,833.00. This amount includes the principal (\$24,545,813.00), interest and fees (\$26,537,925.76) and attorneys' fees and costs (\$1,522,094.24).

SO ORDERED:



BARBARA S. JONES
UNITED STATES DISTRICT JUDGE

Dated: New York, New York
October 13, 2009